

**BIRNBERG & ASSOCIATES**  
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**Attorneys for Plaintiff**  
**STEPHANIE RUSCIGNO**

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**

<b>STEPHANIE RUSCIGNO,</b>	)	<b>Case No.: C-04-0840-CW</b>
	)	
<b>Plaintiff,</b>	)	<b>STIPULATION AND ORDER</b>
	)	<b>REGARDING SETTLEMENT</b>
<b>v.</b>	)	<b>CONFERENCE AND</b>
	)	<b>MEDIATION PURSUANT TO</b>
	)	<b>LOCAL ADR RULE 6</b>
<b>UNITED STATES GOVERNMENT</b>	)	
	)	
<b>Defendant.</b>	)	
	)	
	)	
_____	)	

Plaintiff Stephanie L. Ruscigno ["Ms. Ruscigno"], and Defendant the United States of America ["Defendant"] hereby agree and stipulate as follows:

WHEREAS the parties are interested conducting a settlement conference in this matter before trial;

WHEREAS trial is scheduled for October 24, 2005;

Ms. Ruscigno and Defendant HEREBY STIPULATE AND AGREE that a settlement conference be heard with Magistrate Judge Elizabeth D. Laporte on any of the following dates: August 5<sup>th</sup>, 8<sup>th</sup>, 9<sup>th</sup>, 10<sup>th</sup>, 24<sup>th</sup>, or 26<sup>th</sup>, 2005 anytime, or on August 25<sup>th</sup> 2005 (limited to 3.5 hours in the morning).

In the event that Magistrate Laporte is not available on those dates, Ms. Ruscigno and Defendant HEREBY STIPULATE AND AGREE that a settlement conference be heard with Magistrate Judge Edward M. Chen on one of the aforementioned dates.

In the event that Magistrate Chen is not available within that time, Ms. Ruscigno and Defendant HEREBY STIPULATE AND AGREE that a mediator shall be chosen and that the parties shall attempt to mediate this matter on one of the aforementioned dates from the Court's Mediation Panel pursuant to Local ADR Rule 6.

Respectfully submitted,  
BIRNBERG & ASSOCIATES

KEVIN V. RYAN  
United States Attorney

/s/ Cory A. Birnberg  
Cory A. Birnberg  
Attorneys for Plaintiff  
Dated: 22 July 2005

/s/ Julie A. Arbuckle  
Julie A. Arbuckle  
Assistant United States Attorney  
Dated: 22 July 2005

IT IS SO ORDERED.

Dated: 8/10/05



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